

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND

Supreme Court Center
Sitting Centredale
BREAK: 15.10
OTHER: 44200

EMHART INDUSTRIES, INC. *

vs. *

C.A. No. 02-053S

HOME INSURANCE COMPANY, *
INSURANCE COMPANY OF NORTH *
AMERICA, LIBERTY MUTUAL INSURANCE *
COMPANY, NORTH RIVER INSURANCE *
COMPANY, ONEBEACON AMERICAN *
INSURANCE COMPANY, and UNITED STATES *
FIRE INSURANCE COMPANY *

DEPOSITION OF RAYMOND NADEAU, a Witness in the
above-entitled case, taken on behalf of the
Defendant, Liberty Mutual, before Linda L.
Guglielmo, RPR-RMR, a Notary Public in and for the
State of Rhode Island, at the offices of Holland &
Knight, LLP, One Financial Plaza, Providence, Rhode
Island on December 17, 2002, at 12:00 Noon.

ALLIED COURT REPORTERS, INC.
115 PHENIX AVENUE
CRANSTON, RHODE ISLAND 02920
(401) 946-5500

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1 APPEARANCES:

2 FOR THE PLAINTIFF.....WILCOX, PIROZZOLO & MCCARTHY
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4 FOR THE DEFENDANT.....HOLLAND & KNIGHT, LLP
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7 FOR THE DEFENDANT.....MORRISON, MAHONEY & MILLER, LLP
 8 (Home Insurance) BY: MICHAEL F. AYLWARD, ESQ.
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 9 BOSTON, MA 02210

10 FOR THE DEFENDANT.....SIEGAL & NAPIERKOWSKI
 (Century) BY: JOHN F. GLOWACKI, JR., ESQ.
 220 LAKE DRIVE EAST STE 304
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12 FOR THE DEFENDANT.....HERMES, NETBURN, O'CONNOR &
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1 (DEPOSITION COMMENCED AT 12:00 NOON)

2 RAYMOND NADEAU

3 Being duly sworn, deposes and testifies as follows:

4 THE REPORTER: Would you state your
 5 full name for the record, please.

6 THE WITNESS: Raymond Nadeau.

7 EXAMINATION BY MS. MAIN

8 Q. Mr. Nadeau, hello again.

9 A. Hello.

10 Q. My name is Robin Main, and I represent Liberty
 11 Mutual Insurance Company and Liberty Mutual and some
 12 other insurance companies have been sued by a
 13 company called Emhart. Emhart is allegedly the
 14 successor to the companies that operated at the
 15 Smith Street, Centerdale facility known as
 16 Metro-Atlantic and New England Container. With me
 17 today are some of my other defense counsel, and I
 18 ask that they just introduce themselves, please.

19 MR. GLOWACKI: Good morning, I'm John
 20 Glowacki.

21 MS. AYLWARD: Michael Aylward.

22 MR. NETBURN: Peter Netburn, sir.

23 MS. MAIN: These gentlemen also
 24 represent other insurance companies, and then

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2 WITNESS PAGE

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 4 EXAMINATION BY MR. NETBURN.....33
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6 EXHIBITS
 (DEFENDANT'S)

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 9 2 STATEMENT..... 30

10 (PLAINTIFF'S)
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1 Rick --

2 MR. BINDER: My name is Richard
 3 Binder, I represent Emhart.

4 THE WITNESS: Are you the guy that
 5 sent the guy to my house and strong-armed me to give
 6 me this subpoena?

7 MR. BINDER: I think any subpoena --

8 THE WITNESS: Anthony Fish is the
 9 guy's name. I kicked him out of my yard twice. I
 10 ain't kicking him out no more. I'll have him
 11 arrested. I'm sick of being harassed. These people
 12 have been harassing me for two years; I've had it.
 13 They all tell me they're from EPA and they're not.
 14 One guy did --

15 MR. BINDER: Whatever subpoena that
 16 got you here came from Ms. Main's office.

17 MS. MAIN: It's not from my office.

18 EXAMINATION BY MS. MAIN

19 Q. Well, Mr. Nadeau, I understand that you just want to
 20 get this moving along, so we're going to do that
 21 right now. Would you please give us your home
 22 address?

23 A. [REDACTED]

24 MS. MAIN: Linda, can you mark this

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1 as Exhibit 1.
 2 (DEFENDANT'S EXHIBIT 1
 3 MARKED FOR IDENTIFICATION)
 4 Q. I've put before you what is marked Exhibit 1, which
 5 is a subpoena; do you recognize that, sir?
 6 A. I got one in my coat.
 7 Q. You're here today pursuant to that subpoena,
 8 correct?
 9 A. Yeah. I wouldn't be here if it wasn't for
 10 that.
 11 Q. Okay. Mr. Nadeau, are you currently employed?
 12 A. Yes.
 13 Q. By whom?
 14 A. Part time.
 15 Q. Who do you work for?
 16 A. I can't think of the name. I just worked there
 17 yesterday, too. Loan Star. Loan Star Machine Shop,
 18 Terry Lane in Chepachet.
 19 Q. How long have you been at Loan Star?
 20 A. September. Part time.
 21 Q. And prior to Loan Star where did you work, sir?
 22 A. Dubois Tractor Center, Danielson, Connecticut.
 23 Q. How long were you at Dubois?
 24 A. I think I worked two summers up there; that was

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1 part time.
 2 Q. Did you ever have in your career of working an
 3 employment with a particular company for a long
 4 period of time?
 5 A. Yeah.
 6 Q. And who was that with, sir?
 7 A. V.J. Paolino Construction.
 8 Q. Any other companies?
 9 A. New England Container.
 10 Q. How long did you work for Paolino?
 11 A. 14 years.
 12 Q. Do you remember about what years that covered?
 13 A. I started in '69. It was some place in the
 14 early '80, I think, I'm not sure.
 15 Q. Like '83 or so?
 16 A. Yeah.
 17 Q. And the other company you mentioned was New England
 18 Container?
 19 A. Yes.
 20 Q. How long did you work for New England Container?
 21 A. 1956 to 1969. 13 or 14 years, something like
 22 that.
 23 Q. During that 13-or 14-year period at New England
 24 Container was that a full-time job?

1 A. Yes.
 2 Q. Do you remember what your first position with New
 3 England Container was?
 4 A. I think they put me behind a burner putting
 5 barrels through it.
 6 Q. How long did you do that particular job?
 7 A. I didn't do it all day every day. You got
 8 switched around. You never did -- after awhile I
 9 got a permanent job, painting. I was a painter, I
 10 painted the barrels.
 11 Q. Was that later on?
 12 A. Yes.
 13 Q. Okay. Do you remember what years you were a
 14 painter?
 15 A. Every day I worked there I painted and I
 16 didn't. They broke you up every job every day you
 17 did everything. There was only five people working
 18 there, so you did everything.
 19 Q. For the 13 or 14 years you were at New England
 20 Container, did the way they conducted business
 21 change at all during that time period?
 22 A. No. It was a bad place to work.
 23 Q. Why do you say it was a bad place to work?
 24 MR. BINDER: Objection. Move to

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1 strike.
 2 THE WITNESS: Did you work there?
 3 What are you objecting for?
 4 MR. BINDER: The objection is
 5 something to deal with certain rules that have to be
 6 addressed in court.
 7 THE WITNESS: I object. Put that
 8 down, too.
 9 MS. MAIN: Mr. Nadeau, at different
 10 times, and maybe even later I might do it, we'll
 11 object because of some legal issue, just ignore us,
 12 it's just legalese.
 13 Q. So, why did you say it was a bad place to work?
 14 A. It was dirty, it was dark, it was cold in the
 15 winter and it was hot in the summer, dusty.
 16 Q. Was any of your work outside for New England
 17 Container?
 18 A. Yes.
 19 Q. How much of it was outside, sir?
 20 A. The last seven years I was out most of the
 21 time, I was driving truck the last seven years. You
 22 would be working inside, outside, you had to go
 23 outside, bring drums inside. You had to go outside,
 24 unload trucks. You did everything.

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1 Q. All right. What would you unload off the trucks?
 2 A. Barrels.
 3 Q. I said this to your brother --
 4 A. Drums. Barrels are wood, drums are steel.
 5 There is a difference.
 6 Q. I didn't know that. I said this to your brother and
 7 I'll say it to you, some of my questions will seem
 8 very simplistic and the answer is obvious; bear with
 9 me because I have to make the record. So, when you
 10 would unload these barrels or drums off the truck,
 11 what would you do with them after they came off the
 12 truck?
 13 A. We would either burn them and send them through
 14 the plant to be processed or we'd stack them
 15 outside.
 16 Q. Okay. Did you ever find when you were unloading the
 17 trucks that the barrels or drums would have stuff
 18 still in it?
 19 A. Yup.
 20 Q. Did that happen -- did that happen occasionally or
 21 frequently?
 22 A. They tried to sneak them through all the time,
 23 the barrel dealers, and we wouldn't let them. I was
 24 told by my boss, don't take them.

1 those?
 2 A. On the ground.
 3 Q. There was no cement covering, it was just soil?
 4 A. Just dirt.
 5 Q. Do you remember what the dirt that the barrels would
 6 be stacked on looked like?
 7 A. Dirt.
 8 Q. Was it -- did it get -- did any of the material that
 9 would be left in the barrel --
 10 A. If it got tipped over, yes.
 11 Q. So that residue would spill onto the ground?
 12 A. Yeah.
 13 Q. Okay. Can you explain to me what this whole burner
 14 system looked like?
 15 A. It had a track that went through the center of
 16 it, revolving track, and we tipped the drum upside
 17 down on it, and there was flames shooting in from
 18 the sides and top. Whatever didn't burn fell in the
 19 bottom and a chain dragged it back and put it into a
 20 pit.
 21 Q. And the stuff that would fall to the bottom, did it
 22 fall into any type of container?
 23 A. It fell on the ground and it got scraped back
 24 into a pit, and when the pit got full, we emptied

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1 Q. What would you do with them then?
 2 A. They took them back. I wouldn't take them off
 3 the truck.
 4 Q. Were those barrels that would be full of material?
 5 A. No. Every barrel has something in it because
 6 they are contaminated, they got a coating, an inch
 7 or two inches.
 8 MR. BINDER: Move to strike.
 9 Q. So you wouldn't reject every barrel, then, that
 10 would have something in it?
 11 A. No. If it had a hole, we wouldn't take it. If
 12 it was kind of rotting, we wouldn't take it. If it
 13 had too much chemical in it, we wouldn't take it.
 14 Q. What happened to the barrels that you did take in
 15 that still had some stuff in them?
 16 A. They got burned, put through a furnace,
 17 gas-fired furnace they had.
 18 Q. Did you ever empty out the contents of the barrels
 19 before you put it through the furnace?
 20 A. No. The only thing we dumped out if it was out
 21 in the rain and there was water, we dumped the water
 22 on the ground.
 23 Q. The barrels that you would stack prior to putting
 24 them through the burner, where would you stack

1 it, we shoveled it out.
 2 Q. And what would you do with the stuff that you were
 3 shoveling out of the pit then?
 4 A. We would throw it out.
 5 Q. Would that go still on site on the ground?
 6 A. It was down in the dump site they had down
 7 there.
 8 Q. Was the dump site like a landfill?
 9 A. I don't know. The river was on both sides of
 10 it, it came down to a point, and that's where stuff
 11 got dumped.
 12 Q. So it was put on the ground, then; is that right?
 13 A. Yeah.
 14 Q. We used in your brother's deposition this map from
 15 1965 and we labeled it as Nadeau 2 with your brother
 16 Joseph, and your brother has put some numbers on
 17 this map in red pen. I'm wondering, sir, if you
 18 would take my blue pen, if you could mark with the
 19 letter A.
 20 A. I don't recognize this.
 21 Q. Let me back up then for a second.
 22 THE WITNESS: This is the Metro,
 23 right?
 24 Q. So you recognize that as Metro-Atlantic on this map?

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1 A. Yes. Is this Metro, too, or is that us, New
2 England Container? We were in back of Metro, that's
3 all I can tell you, we were down in the back.
4 Q. Do you see that area where New England Container was
5 on this map?
6 A. This is different than the other guy showed me.
7 Q. This is Smith Street here if that helps.
8 A. Metro was up front. We were down in the back.
9 This ain't Metro here, is it? Or is just this Metro
10 here?
11 Q. Well, I think it may be a combination. If it helps
12 any, this says on that square barrel cleaning, if
13 that helps you any?
14 A. That must be us. That must be New England
15 Container.
16 Q. And this says here tail race?
17 A. Don't ring a bell to me. What is that supposed
18 to be?
19 Q. Are you familiar with the term tail race near and
20 around mills and rivers?
21 A. All I know is there was river on both sides of
22 us, on both sides.
23 Q. All right. So we've got a tail race here, which I
24 think we can all stipulate is a form of a water

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1 body, and then the Woonasquatucket River is here,
2 sir.
3 A. We was over here. This is one of Metro's
4 buildings here, I think. I think they call that the
5 Texas Tower, I'm not sure.
6 Q. Are you able, looking at this map at all, to tell me
7 where the areas were you would dump the contents of
8 the pit?
9 A. Wherever these rivers came to a point, because
10 you couldn't go no farther because there was water
11 there.
12 Q. Do you know about how many times during the course
13 of a year that pit would be shoveled out?
14 A. Once or twice a week.
15 Q. Once or twice a week?
16 A. It wasn't a very big pit. It didn't get much
17 stuff. It was ash, stuff like that, or plastic that
18 would fall and wouldn't burn. It really wasn't lots
19 of chemicals. It was just stuff that wouldn't burn.
20 Q. Did you ever see any other type of dumping besides
21 the stuff from the pit at this site when you were
22 working for New England Container?
23 A. Yes. We dumped from our sandblaster after the
24 drums were burned, they went into a sandblaster and

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1 all burnt ash with steel grit and that made a fine,
2 fine powder, that was dumped down there, too.
3 Q. In the same area as the pit?
4 A. Yes.
5 Q. Did you ever see anything else being buried on site?
6 MR. BINDER: Objection.
7 A. Metro dumped stuff down there, too. That was
8 Metro's dump.
9 Q. What did Metro dump, if you know?
10 A. Sludge they got out of their presses. Chemical
11 bags, I think it was urea. They dumped a lot of
12 stuff down there. Their trucks went down there, I
13 don't know what they had in them. If their drivers
14 delivered stuff, they would pick up empty drums,
15 they went down the back and brought it, dumped it
16 back and there and brought it back to us.
17 Q. Did you ever see any drums themselves being buried
18 by New England Container?
19 A. No. That was our business. Why would we bury
20 them? We reconditioned it.
21 MS. MAIN: Makes sense.
22 A. We wouldn't throw all that away, that's money.
23 Q. No, that's true. What type of clothing did you wear
24 to work when you were there?

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1 A. They supplied us with uniforms.
2 Q. They did. Were those uniforms where you would wear
3 them for a period of days and then turn them into a
4 service company?
5 A. Once a week the guy picked them up. I think we
6 got five sets of clothes.
7 Q. Did they supply you with boots as well?
8 A. Rubber boots once in a while. Our shoes, we
9 had to buy our own shoes.
10 Q. Did you find that you ever had to replace your shoes
11 frequently when you were working at New England
12 Container?
13 A. Just normal wear and tear.
14 Q. All right. Did New England Container provide you
15 with any type of protective clothing?
16 A. No, we didn't need it. Back then all this
17 stuff was legal, you know.
18 Q. Sure. Did you ever see any fires when you were
19 working at New England Container?
20 A. Yes, we had fires, not in our building. We had
21 them on the grounds, you know. Something got
22 scraped out of the burner and, poof, or if you had
23 drums too close that were flammable. We tried to
24 put them aside and throw a match in them before we

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1 put them in the burner so they wouldn't explode in
2 the burner.
3 Q. I know you were there for a long time. During the
4 course of your employment at New England Container
5 do you remember how many fires occurred?
6 A. Lots of them. I can't remember.
7 Q. Do you know if the fire department came every time?
8 A. Yeah. I remember one time I was up on Mineral
9 Spring Avenue, on High Service Avenue, and I thought
10 an atomic bomb went off at Metro, one of their tanks
11 blew up. I thought the chemical plant blew up.
12 Q. Do you remember about what year that was?
13 A. No, I don't. I was driving truck, so it had to
14 be in the '70s, I guess.
15 Q. You also said that you would paint --
16 A. No, it wasn't the '70s, I left in the '60s.
17 Q. '60s -- '69?
18 A. Yeah.
19 Q. You also said you painted drums at New England
20 Container?
21 A. Yes.
22 Q. Was there a paint job shop at New England Container?
23 A. Just a booth in the middle of the room.
24 Q. Was it a spray booth?

1 Q. With all the dumping that you've explained in this
2 area, did it get to be like a high landfill?
3 A. No. Not like that, it wasn't that high. I
4 remember them bulldozing it once or twice and
5 covering it up with gravel because there was a
6 construction company, Laporte, I think was the name
7 of it, they rented the stall aside of us, our
8 building. Then they moved out a couple years after
9 I started working there. But I remember them
10 burying it with a bulldozer.
11 Q. They dug a hole and buried --
12 A. No, just flattened it out and put the dirt on
13 top.
14 Q. Do you know if -- did you ever see any materials
15 being pushed into any of the water bodies?
16 A. No.
17 Q. Did you ever see anything going into either the
18 river --
19 A. I heard about it.
20 MR. BINDER: Move to strike.
21 A. My brother-in-law worked there, he's dead now.
22 He dumped 10,000 gallons into that river one day, he
23 opened the wrong valve. I don't know what it was,
24 but it went in the river.

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1 A. Yes.
2 Q. Obviously, you had paint in the spray booth. Did
3 you have any other type of materials in the spray
4 booth?
5 A. Just the mineral spirits that we thin the paint
6 out with.
7 Q. Did you ever have to clean up anything in the paint
8 shop?
9 A. Yes. We had like a water curtain and it all
10 fell in the water, the paint.
11 Q. All right. And where would that water curtain with
12 the paint go?
13 A. I had to clean it out. At least once a day I
14 had to clean that out when I was painting.
15 Q. And that was a liquid material that you cleaned out?
16 A. No, it was like mud. It was paint just
17 hardened, like a hardened paint. It wasn't real
18 hard, it was soft, but it was in a ball.
19 Q. Was it kind of like a sludge?
20 A. Yes. Poured it in five gallon cans and threw
21 it down the back.
22 Q. In the same area you threw the other things where
23 the two water bodies came together?
24 A. Yup.

1 Q. Did he tell you that he opened the wrong valve?
2 A. Uh-huh.
3 Q. Did you ever see the river discolored at all when
4 you were working at New England Container?
5 A. Not really, no.
6 Q. Did you ever see any fires in the pit area where you
7 were dumping the different materials?
8 A. Yeah. The furnace caught fire one time because
9 the kid dumped alcohol in it, it dropped, fired
10 back, and poof.
11 Q. So that was the burner that was part of the drum
12 reconditioning equipment?
13 A. Yeah. That was outside the building.
14 Q. And what about in the area where you were dumping
15 the sludge and different things from the paint and
16 the paint shop, did you ever see that area down by
17 the two waterways, did that area ever catch on fire?
18 A. No, not as long as I was there. No.
19 Q. Who was your supervisor when you were at New
20 England Container?
21 A. John McCookie. It's either McCookie or
22 McCowsky. I told that to the other guy, I didn't
23 know how to spell it.
24 Q. Was he your supervisor during the entire time?

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1 A. Yup.
 2 Q. Do you remember the names of any of the other guys
 3 you worked with?
 4 A. There was Joseph Cefelli (phonetic). I can't
 5 remember. Earl Taylor, Anthony Coletta,
 6 Wilfred Giroux. There was another old guy named
 7 Pat, I never knew his last name. There was the
 8 turnover -- there was people there that worked hours
 9 and walked. It was ridiculous, the amount of people
 10 that worked there and left. I couldn't tell you how
 11 many.
 12 Q. Do you know why that happened, sir?
 13 MR. BINDER: Objection.
 14 A. They didn't like working there. It was a
 15 dump. The only reason why I worked there I had
 16 three kids, I had to feed them.
 17 Q. When you say it was a dump, what do you mean by
 18 that, can you explain that to me?
 19 MR. BINDER: Objection.
 20 A. The place was a dump. It was an old converted
 21 horse barn.
 22 Q. Did they, meaning did your supervisors allow
 23 materials to sit on the ground such as materials
 24 that would come out of the drums?

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1 MR. BINDER: Objection.
 2 A. What could they do about it?
 3 Q. I'm just trying to get at more of what you mean by a
 4 dump. I understand it's an old converted horse
 5 barn, but was there anything else?
 6 A. I don't mean where I worked was a dump, where
 7 they dumped stuff. It was just a bad place to work
 8 in.
 9 Q. Meaning it was messy?
 10 A. No. It was just dark and dusty and cold and
 11 warm, you know.
 12 Q. And this burner with the track and the pit
 13 underneath it, that was outside, correct?
 14 A. Yeah. There was a link going right to the
 15 doorway of the building, I don't know how many feet
 16 away it was. It was quite a few feet away from the
 17 building, and some guy stood there and he rolled
 18 them to another guy and he stacked them.
 19 Q. The building where the paint shop was for New
 20 England Container, was that building just used for
 21 New England Container, or were there other
 22 businesses?
 23 A. No, just New England Container.
 24 Q. What else was done in that building besides the

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1 paint shop?
 2 A. After the drums come out of the oven, after
 3 they were baked, they spray the lining inside, they
 4 baked it like a Teflon lining. They went downstairs
 5 into the oven and the fellow put a cover and a ring
 6 on it, and he would check out the years of them, the
 7 dates of them, and he put the good ones here, the
 8 older ones here and newer ones here.
 9 Q. And the building where this took place, was that
 10 part of the old converted horse barn?
 11 A. Yeah. That was the oldest part of the building
 12 right there.
 13 Q. All right. Do you know about how old it was?
 14 A. No. A lot older than me.
 15 Q. Do you remember if there were any floor drains in
 16 that building?
 17 A. No.
 18 Q. You just don't remember?
 19 A. There wasn't any.
 20 Q. There wasn't any, all right. Other than the cleanup
 21 we discussed that you do in the paint shop, do you
 22 know if any other portions of that building were
 23 cleaned up in any way?
 24 A. There was nothing to clean up down there, just

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1 sweep the floor, get the dirt.
 2 Q. Because it was just the reconditioned barrels that
 3 were in the rest of the building?
 4 A. Yeah, that's where I painted them, and I --
 5 they got stacked down there where the paint shop
 6 is. That was just paint and stocking barrels,
 7 finished stuff.
 8 Q. Did you ever work for Metro-Atlantic?
 9 A. No.
 10 Q. Did you ever --
 11 A. I delivered up there.
 12 Q. You would deliver conditioned barrels there?
 13 A. Yup.
 14 Q. And where would you deliver them at Metro-Atlantic?
 15 A. I would back up to a doorway and somebody would
 16 come out and I roll them to them on the truck and he
 17 would throw them to a guy in the building.
 18 Q. Did you ever go in the building at Metro-Atlantic?
 19 A. I had to get somebody to help me unload the
 20 truck.
 21 Q. Do you remember which building at Metro-Atlantic
 22 you'd go into?
 23 A. The main building.
 24 Q. The big old mill building?

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1 A. The old concrete building, yeah, or whatever it
 2 was.
 3 Q. Did you ever see any fires at that building?
 4 A. No.
 5 Q. You also said that later on during your employment
 6 with New England Container you became a driver; is
 7 that correct?
 8 A. Yeah.
 9 Q. How many years did you drive?
 10 A. Seven.
 11 Q. Was that your sole job during that seven-year
 12 period?
 13 A. Yeah. If I wasn't driving, I'd be in the shop
 14 either helping the painter or burning. I'd unload
 15 truck. I did -- I had to work, I just couldn't hang
 16 around, but most of the time I was gone. I'd load
 17 up the truck in the morning and go, then I'd come
 18 back and they would load some more on and I'd go to
 19 another customer.
 20 Q. So you were just then taking reconditioned drums out
 21 of New England Container, correct?
 22 A. Yes.
 23 Q. Would you ever pick up drums for them?
 24 A. Yes.

1 Q. And so every drum you picked up, whether it was
 2 Bradford Soap, Warwick Chemical or another customer,
 3 would have residue in it, correct?
 4 A. Yup.
 5 Q. And Hoechst Chemical was another one of your
 6 customers?
 7 A. Yes. That was a dirty place to go.
 8 Q. Why do you say that that was a dirty place to go?
 9 A. It was colors, all dyes there. One guy -- the
 10 guys would be walking around, they would be orange,
 11 the next day they would be green. I would get
 12 covered from the powder loading the trucks.
 13 Q. The drums you would pick up from Hoechst would still
 14 have some powder left in them?
 15 A. Yes.
 16 Q. And that's the Hoechst facility in Coventry?
 17 A. Yeah.
 18 Q. Or Arctic?
 19 A. I think it's off Route 117.
 20 Q. Worcester Textile was another one you picked up
 21 from?
 22 A. Yes.
 23 Q. George Mann was another customer?
 24 A. Yes.

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1 Q. So you did both?
 2 A. Yes.
 3 Q. Was your route mainly in Rhode Island that you would
 4 go around?
 5 A. Yes, mostly, yeah. I went to Connecticut a few
 6 times. Boston I think once or twice.
 7 Q. I know you've given a couple of statements already,
 8 Mr. Nadeau. The one that I've read mentioned that
 9 you went to Bradford Soap Works, do you remember
 10 that?
 11 A. Yup. Original Bradford Soap Works.
 12 Q. Would you pick up drums from them?
 13 A. Yeah.
 14 Q. Would you bring drums back to them?
 15 A. Yup.
 16 Q. Warwick Chemical was another one that you picked up
 17 drums at?
 18 A. Yeah.
 19 Q. Do you remember the barrels at Warwick Chemical ever
 20 having any residue in them?
 21 A. Every drum I picked up had residue in it, it
 22 either had a liquid coating or an inch or two. If
 23 they were too heavy, I just wouldn't take them. I
 24 was told not to, so I did what I was told.

1 Q. Did you ever have any contact with the people who
 2 owned New England Container?
 3 A. Only thing I wanted from them is my paycheck.
 4 Q. All right. Did any of the Buonannos ever supervise
 5 you?
 6 A. No. I worked with the son a couple of summers,
 7 young Vinny.
 8 Q. And it was your understanding that the Buonannos
 9 owned the company, correct?
 10 A. Yes. He signed my check.
 11 Q. Do you ever recall using toluene?
 12 A. Yes.
 13 Q. In the paint shop?
 14 A. Yup. I used toluene, MEK mineral spirits,
 15 three or four different kinds I used, that's all I
 16 can remember. American Mineral, that toluene was
 17 mixed with the paint. We had the paint, Warwick
 18 paints. We had an orange paint, a special
 19 paint, that's the only time I used that when I was
 20 there.
 21 Q. Mr. Nadeau, I've asked your statement to be marked
 22 as your Exhibit 2 and I'm going to give that to
 23 you. The Bates run from SBSF 12926 through 12936.
 24 Mr. Nadeau, if you would turn to the fourth page of

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1 that exhibit.
 2 (DEFENDANT'S EXHIBIT 2
 3 MARKED FOR IDENTIFICATION)
 4 MR. BINDER: 12926 through 12936
 5 would be two different statements?
 6 MS. MAIN: Yes.
 7 Q. Is that your signature that appears on that page,
 8 sir?
 9 A. Yes, it is.
 10 Q. Okay. And then if you turn to the very last page of
 11 this exhibit, is that your signature that appears on
 12 that page?
 13 A. Yes, it is.
 14 Q. When you signed --
 15 A. Jesus, I can't read that.
 16 Q. That's not your handwriting?
 17 A. No. I can't write that. I just signed it to
 18 get rid of the guy.
 19 Q. Okay. Did you read the handwritten statement that's
 20 at the end of this exhibit before you signed did?
 21 A. I just breezed through it. I don't maintain
 22 what I read. I have a problem when I read. I don't
 23 like to read -- I can read, I don't like to read.
 24 So I just -- get out of here (indicating).

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1 Q. I understand. Turning back to the front, then, the
 2 typewritten statement, did you read that at all
 3 before you signed it?
 4 A. If I signed it, I did. Like I said, I just
 5 yeah, okay, get out of here, go home, leave me
 6 alone, get out of here.
 7 Q. Mr. Nadeau, to keep this moving along, what I'm
 8 going to do is I'm going to read a paragraph or two
 9 from your statement and ask if you still agree with
 10 the information today, okay?
 11 A. Okay. Sure.
 12 Q. Paragraph 7 in the typewritten statement, and it's
 13 Bates number 12927 says, "When the sludge pit was
 14 full, the contents, which was a mixture of all types
 15 of chemicals, including formaldehyde, was shoveled
 16 into barrels which was taken to the landfill below
 17 the plant and emptied." Is that your recollection?
 18 A. Yeah, sure.
 19 MR. BINDER: Objection.
 20 Q. Then it goes on to say, "Approximately two,
 21 55-gallon barrels were dumped on the ground of the
 22 landfill each week." Is that your recollection?
 23 A. Yeah, that sounds good.
 24 Q. The next portion says, "Ash from the material burned

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1 from the barrels in the furnace was swept on to the
 2 ground adjacent to the burners or sometimes placed
 3 into barrels which were emptied at the plant
 4 landfill." Is that your recollection as well?
 5 MR. BINDER: Objection.
 6 A. Yeah.
 7 Q. So that's accurate?
 8 A. Sure.
 9 MR. BINDER: Objection.
 10 Q. Another portion, sir, in Paragraph 6 of the same
 11 statement says, "The barrels were placed upside down
 12 on the conveyor belt and any remaining liquid or
 13 sludge drained into the cement pit underneath the
 14 conveyor." Is that your recollection?
 15 A. Yeah.
 16 Q. Other than this one landfill area we keep talking
 17 about, where the two water bodies came together, do
 18 you remember any other landfill areas at that
 19 facility?
 20 A. No. That was it. Unless after I got out of
 21 there it changed, I don't -- after '69 I don't know
 22 what happened down there. I didn't want to know
 23 what happened down there.
 24 MS. MAIN: I have no further

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1 questions. Thank you very much for your time. Some
 2 of the other gentlemen may have some.
 3 MR. GLOWACKI: Mr. Nadeau, I don't
 4 have any questions right now.
 5 MR. AYLWARD: No questions.
 6 MR. NETBURN: Just a few quick ones,
 7 sir?
 8 THE WITNESS: Fire away.
 9 EXAMINATION BY MR. NETBURN
 10 Q. I just want to make sure I understand the process.
 11 After the drums were put on to the track they were
 12 burned; is that right?
 13 A. Right.
 14 Q. And then dents were rolled out?
 15 A. They went into the building and a man stood in
 16 front of a machine and he put them on there and he
 17 rolled all the dents out.
 18 Q. That was after the burning?
 19 A. After it was burned.
 20 Q. Then they were sandblasted?
 21 A. Sandblasted.
 22 Q. Water tested for leaks?
 23 A. Yup.
 24 Q. If they didn't leak, then they were sprayed with a

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1 coating?
 2 A. Inside.
 3 Q. How were they baked?
 4 A. In an oven, around 400 degrees, I think.
 5 Q. How long did that last, just a minute or two?
 6 A. About 20 minutes to go from one end of the oven
 7 to the other.
 8 Q. There was a baking as opposed to a burning?
 9 A. Bake. There was no flame in there, just heat.
 10 Q. And then they were painted?
 11 A. Yeah. Then I painted the outside, whatever the
 12 company wanted for their colors, I painted their
 13 colors.
 14 Q. And then they were ready to go to a customer?
 15 A. Yes, then we loaded them on a truck and
 16 delivered them.
 17 Q. When drums came in, I believe you testified they
 18 were barrel dealers who would try to send you drums
 19 with a lot of liquid --
 20 A. Yes.
 21 Q. -- is that right?
 22 A. Right.
 23 Q. Did you have sort of a rule of thumb as far as how
 24 much liquid you would take the drums with?

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1 A. We were told not to take any.
 2 Q. But there is always a little residue?
 3 MR. BINDER: Objection.
 4 A. Yeah. If it had an inch, you didn't know if it
 5 was water. Like Colfax, they used pie filling in
 6 there, stuff like that.
 7 Q. So, the barrels would come in?
 8 A. They all had something in them.
 9 Q. An inch, inch or two?
 10 A. Some had nothing, but they had coatings, if it
 11 was liquid, they had the coating. How many
 12 millimeters does a coating have? I don't know. But
 13 we were told specifically if the drum has too much
 14 stuff, don't take it. If it has holes in it, don't
 15 take it. If you see it's leaking, don't take it.
 16 What the other guys took, I can't say. I know I did
 17 what I was told to do.
 18 Q. Last question, your date of birth?
 19 A. [REDACTED]
 20 MR. NETBURN: Thank you.
 21 MR. BINDER: I'm going to have some
 22 questions, do you mind if I swing over to the other
 23 side.
 24 (OFF THE RECORD)

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1 EXAMINATION BY MR. BINDER
 2 Q. Now, in response to some questions earlier today you
 3 mentioned an incident in which your brother-in-law
 4 turned a wrong valve and 10,000 gallons escaped?
 5 A. Yes.
 6 Q. Do you know approximately when that took place?
 7 A. No, I don't remember.
 8 Q. Was it while you --
 9 A. I don't even think I was working there when it
 10 happened. It's something he told me.
 11 Q. Okay. And your brother-in-law, that was
 12 Angelo Carbone?
 13 A. He's dead.
 14 Q. He's deceased now?
 15 A. Yes.
 16 Q. Did he tell you about that at or about the time it
 17 happened?
 18 MS. MAIN: Objection.
 19 A. No. He just told me what he did. He was
 20 working overtime one night, he opened the wrong
 21 valve and down the river it went. All I can tell
 22 you is what he told me.
 23 MR. BINDER: That's all I'm asking.
 24 THE WITNESS: Don't try to

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1 double-talk me. I went through that with the other
 2 guy. I ain't going to take it no more.
 3 Q. Well, in 1969 you left New England Container
 4 Company; is that right?
 5 A. Right.
 6 Q. And what led to your leaving New England Container
 7 Company?
 8 A. Better job.
 9 Q. Was that the time the site closed down?
 10 A. I think it was the next year they shut down and
 11 went to their new one.
 12 Q. Okay. And you left New England Container before the
 13 place shut down and went to the new site?
 14 A. Yes.
 15 Q. Was that new site in Providence?
 16 A. No, it's in North Smithfield or Smithfield,
 17 116.
 18 Q. Is it on Dudley Street?
 19 A. No. 116 ain't Dudley Street. Dudley Street is
 20 where Crown Chemical is, or the hospital, over near
 21 that way.
 22 Q. Smith Street is where New England Container Company
 23 and Metro-Atlantic were located, right?
 24 A. Yeah.

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1 Q. Was it 2072 and 2074 Smith Street?
 2 A. I don't remember the numbers, too long ago.
 3 Q. And you said at some point in time operations at
 4 that site discontinued; is that right?
 5 A. I don't get you.
 6 Q. At some point in time New England Container Company
 7 and Metro-Atlantic stopped working?
 8 A. I guess. I didn't care what they did after I
 9 left. The place could have burned down, it wouldn't
 10 have bothered me a bit. I was out of there. I died
 11 and went to heaven when I left that place.
 12 Q. Did your brother-in-law continue to work there after
 13 Metro-Atlantic after you left?
 14 A. He died working for them.
 15 Q. So, he worked for them until he died?
 16 A. Yeah.
 17 Q. And you recall what year he died?
 18 A. No, I don't. I don't remember.
 19 Q. Would it be consistent with your recollection that
 20 the plant on Smith Street stopped operations by
 21 1969?
 22 A. I don't know. I left there in '69. It was
 23 still running when I left.
 24 Q. You don't remember what time of the year you left?

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1 A. No. It must have been in the summertime
 2 because I went and worked for construction, driving
 3 truck in construction for V.J. Paolino.
 4 Q. You began working at Paolino right after you left
 5 New England Container?
 6 A. I left there, and the next day I went to work
 7 for V.J. Paolino for double the money, that's why I
 8 left.
 9 Q. When your brother-in-law had the -- opened up the
 10 wrong valve, that's while he was working at
 11 Metro-Atlantic?
 12 A. Yeah.
 13 Q. Now, you mentioned there was an explosion where a
 14 tank blew up, it sounded like an atomic bomb?
 15 A. Some guys were delivering chemicals with a tank
 16 truck and pumped it into the wrong tank, it blew the
 17 top right off. They never found the cover,
 18 three-foot cover, two inches thick. They never
 19 found it. They had to paint a half dozen houses
 20 over around the river, they all turned orange. I
 21 think I put that in my last deposition. Whatever
 22 was in the tank, they all turned orange.
 23 Q. Did the fire department come when that explosion
 24 took place?

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1 A. Yes. They wouldn't let me in the yard. I told
 2 them I had to get in because I worked there. They
 3 finally let me come in. I don't remember what year
 4 it was, either. The only date I don't forget is my
 5 wife's birthday.
 6 (OFF THE RECORD)
 7 Q. Let me show you and ask the reporter to mark as the
 8 next exhibit a copy of a Centerdale Fire Department
 9 report.
 10 (PLAINTIFF'S EXHIBIT 3
 11 MARKED FOR IDENTIFICATION)
 12 Q. I'm going to ask you to look at Exhibit 3 and ask
 13 you whether Exhibit 3 refreshes your recollection
 14 about the date that explosion you talked about took
 15 place?
 16 A. I told you, I don't remember the dates. I just
 17 don't remember.
 18 Q. I'm just asking if this document helped you
 19 remember, either it does or it doesn't?
 20 A. No it doesn't. Dates don't mean nothing, I
 21 told you. My brain is deteriorating. You're going
 22 to find out, too, you're getting older.
 23 Q. We all get older and we hope we do as we can?
 24 (OFF THE RECORD)

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1 A. Short-term memory, very short. I'm having
 2 problems remembering this stuff. It's been quite a
 3 few years.
 4 Q. You know, other than your wife has any doctor or
 5 anybody told you you have a memory problem?
 6 A. I try to tell you people everything I can
 7 remember. I don't want to lie because a lie turns
 8 around and bites you.
 9 Q. We just want to know what did happen. Just the
 10 best you can?
 11 A. That's what I've been trying to do. I've been
 12 tormented to hell by it by all these inspectors,
 13 these guys have been haunting me. I threw the first
 14 guy came that came in there, Blake. I know why
 15 people don't want to testify against other people
 16 because they go through all this crap. You people
 17 put them through hell.
 18 Q. Now, when you were at New England Container Company
 19 you were a driver for from 1962 to 1969?
 20 A. Yeah. Last seven years I was there, whatever
 21 date that was.
 22 Q. And during that time, you picked up barrels and
 23 delivered barrels?
 24 A. Yes.

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<p>1 Q. Were you also during that time working on the barrel 2 reconditioning by the furnace? 3 A. Yes. When I wasn't delivering, I was working 4 in the shop. 5 Q. For the most part was most of your time spent 6 picking up and delivering? 7 A. Last seven years, yeah. 8 Q. And before that you were working basically full time 9 at the site with the reconditioning operation? 10 A. Yeah. First seven years I worked all over the 11 place. I did every job. Like I said, there were 12 only five people working there. You did this job 13 and jumped on this job and back to this job. 14 MR. AYLWARD Is that 5 or 25? 15 THE WITNESS: 5. 16 Q. Now, you mentioned in response to some of Ms. Main's 17 questions that sometimes the contents of the pit 18 below the conveyor belt were taken to a point where 19 the two rivers met. Did you do that yourself? 20 A. Yeah. 21 Q. Was that during the first half of your employment at 22 New England Container Company? 23 A. Yes, I couldn't tell you how many times. 24 Q. I'm not asking you how many times, I'm trying to get</p>	<p>1 the contents of the pit below the conveyor belt to 2 that area? 3 A. No. 4 Q. During that period 1962 to 1969 did you ever go to 5 that location, south of the -- 6 A. No. I had no reason to. 7 Q. If you were on the -- how far was that location -- 8 THE WITNESS: What location, the 9 dump? 10 MR. BINDER: We'll call it the dump. 11 A. That's what I called it, the dump. 12 Q. How far was the dump from the location where you 13 worked for New England Container? 14 A. Quite a distance, I couldn't tell you 15 footagewise. It was quite a distance. I couldn't 16 throw a stone. It was far. 17 Q. When you were working at the company, could you see 18 into the dump? 19 A. You could see it. 20 Q. Could you see if any people were in there? 21 A. Never any people -- the only time people were 22 in there is when they were dumping in there. 23 Q. Were you able to see if anybody was dumping in there 24 at the time?</p>
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<p>1 the time period. 2 A. It was during the first half of the time. 3 Q. Say between '56 and '62? 4 A. Yeah. 5 MS. MAIN: Objection. 6 Q. Was it during the first half of your employment 7 there? 8 A. Yeah. 9 Q. And at the time you disposed of the contents there, 10 did you think it was going to cause any injury or 11 damage? 12 A. No. If I did, I wouldn't have done it. If I 13 knew it was going to injure me, I wouldn't have 14 touched the stuff. 15 MS. MAIN: Objection. 16 Q. Did you think it was going to cause any injury or 17 damage to the environment? 18 MS. MAIN: Objection. 19 MR. NETBURN: Objection. 20 A. There was no such thing as damage to the 21 environment. It was legal then. I didn't think I 22 was doing nothing wrong. 23 Q. Now, during the period 1962 to 1969 when you were a 24 driver, did you also during that period take any of</p>	<p>1 A. I seen guys dumping there from Metro. 2 Q. How far -- would you say it's a length of a football 3 field? 4 A. I just told you, I don't remember. 5 Q. I want a rough sense. 6 A. My honest answer is I don't know. I can't tell 7 you how many feet it was. All I say it was quite a 8 distance away but you could see it. It wasn't that 9 far where you couldn't see it. 10 Q. Could you recognize the faces of anybody who was 11 dumping anything in there? 12 A. No. The only reason I knew who it was, it was 13 guys that drove the truck for Metro. 14 MR. BINDER: Move to strike the last 15 portion of the answer. 16 Q. But were you able to recognize, from looking into 17 the dump, who, if anybody, dumped anything there 18 during the period 1962 through 1967? 19 A. I just figured if it had -- it had a Metro 20 truck, I knew it was one of the guys. 21 Q. You couldn't recognize these people, could you? 22 MS. MAIN: Asked and answered. 23 A. You already asked me that. 24 Q. I just want to be clear. Could you recognize the</p>

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1 people?
 2 A. No. Because I knew who it was.
 3 Q. They were too far away for you to recognize them?
 4 MR. GLOWACKI: Objection.
 5 MS. MAIN: Asked and answered.
 6 A. I'm getting ready to walk, Pal. You're pulling
 7 the same crap the other guy pulled on me. You're
 8 double-talking me. I gave you my answer, now get
 9 off it. You're beating a dead dog; now get off it.
 10 MR. BINDER: We're just trying to get
 11 information.
 12 A. You guys want to know why nobody wants to
 13 bother, it's jerks like you, smarten up, will you.
 14 Don't you understand my answers? If you don't
 15 understand them, you better get a refund from the
 16 school you went to because you got cheated on your
 17 education. I don't have an education but, boy, you
 18 people are getting me hot now. I've had it. If I
 19 got to get a lawyer, I'm going to go get one to get
 20 you people off my back. I'm trying to be a citizen
 21 and you're giving me a lot of crap. I've had it.
 22 You're going to take the brunt of all these guys
 23 that jumped on me, Pal, I'm telling you, so watch
 24 what you say. I've had it.

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1 MR. BINDER: Why don't you take a
 2 moment to calm down.
 3 THE WITNESS: I'm starting to shake.
 4 When I shake I get mad.
 5 MR. BINDER: Why don't take a moment,
 6 give yourself a chance to stop shaking.
 7 THE WITNESS: I'm going to a doctor
 8 for hypertension.
 9 MR. BINDER: Why don't we break for a
 10 moment, take a moment to settle down.
 11 THE WITNESS: These people were so
 12 nice to me, thank you, people. Watch it.
 13 MR. BINDER: Take a moment --
 14 THE WITNESS: From me, from now on
 15 you're going to get nothing.
 16 MR. AYLWARD: Mr. Nadeau, would you
 17 like a water or glass or juice or something?
 18 THE WITNESS: No. I just want to
 19 get out of here.
 20 MR. AYLWARD: He's just about done
 21 with his questions.
 22 THE WITNESS: Get off it, get moving
 23 on. You guys are going to give me a stroke. I
 24 don't need that crap at my age.

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1 MR. BINDER: No one needs that.
 2 Q. Now, when you drove the truck for New England
 3 Container Company, did the truck have the company
 4 name on it?
 5 A. Yeah.
 6 Q. Did it have the company telephone number on it?
 7 A. I don't remember.
 8 Q. Do you remember what color the truck was?
 9 A. Red.
 10 Q. Now, did Metro-Atlantic also have trucks?
 11 A. Yeah.
 12 Q. What color were those trucks?
 13 A. I think they were red, too.
 14 Q. Did they have the company name on it?
 15 A. Yeah.
 16 Q. Were they the same size as the New England Container
 17 Company trucks?
 18 A. No.
 19 Q. Which trucks were bigger?
 20 A. Mine.
 21 Q. What size was yours?
 22 A. 20-some footer, held 150 barrels, my truck.
 23 Q. About how big was the Metro-Atlantic truck?
 24 A. Short. It was a box truck, but it had a

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1 tailgate so he could pick up the heavy drums.
 2 Q. Now if you take a look at the statement that
 3 Ms. Main marked as Exhibit 2. Does that statement
 4 contain as complete a list of the companies from
 5 whom you picked up an delivered barrels?
 6 A. Yeah. All I can remember.
 7 Q. That's all you can remember?
 8 A. Yes, it's on here is all. I can remember,
 9 that's all I told the guy. To be honest with you,
 10 if I can remember more, I wouldn't tell you people
 11 because I've had it with you.
 12 Q. You think you've had it because you've had to go
 13 through -- you've had a number of interviews?
 14 A. I've had too many.
 15 Q. Some of these interviews were with attorneys?
 16 A. They were investigators that lied, said they
 17 were for the EPA. I didn't know that. If I knew
 18 that, I wouldn't have talked to the people.
 19 Q. Are you upset at somebody because of the
 20 investigation?
 21 A. I'm upset at all you people for getting me down
 22 here. I got things to do. I could be out earning
 23 money. The check I get, that doesn't even buy my
 24 wife's cigarettes for a week. That's an insult.

C-E-R-T-I-F-I-C-A-T-E

I, LINDA L. GUGLIELMO, a Notary Public in and for the State of Rhode Island, duly commissioned and qualified to administer oaths, do hereby certify that the foregoing deposition of RAYMOND NATHEAU, a Witness in the above-entitled cause, was taken before me on behalf of the Defendant, Liberty Mutual, at the offices of Holland & Knight, Rhode Island, on December 17, 2002, at 12:00 that previous to examination of said witness, who was of lawful age, he was first sworn by me and duly cautioned and sworn to testify the truth, the whole truth, and nothing but the truth, and that he thereupon testified as in the foregoing manner as set out in the aforesaid transcript.

I further certify that the foregoing deposition was taken down by me in machine shorthand and was later transcribed by computer and that the foregoing deposition is a true and accurate record of the testimony of said witness.

Pursuant to Rule 5 (d) and 30 (f) of the Federal Rules of Civil Procedure, original transcripts shall not be filed in court; therefore, the original is delivered and retained by Defendant's attorney.

I have enclosed with a copy of the deposition a correction and signature page, which must be signed before a Notary Public.

IN WITNESS WHEREOF, I have hereunto set my hand this

_____ day of DECEMBER 2002.

LINDA L. GUGLIELMO, NOTARY PUBLIC/RPR-RMR

(MY COMMISSION EXPIRES AUGUST 13, 2005)

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1 Q. You understood the check you got to come here today
 2 was given by Ms. Main and her office?
 3 A. I got one from the other company, that doesn't
 4 pay for half your parking in this joint.
 5 Q. You're lucky you're not in Boston?
 6 A. Would you work for \$40 a day? Do you remember
 7 working for \$40 a day. I remember working for \$40 a
 8 week. I thought that was a big money.
 9 MR. BINDER: The only time I worked
 10 for \$40 a day is when I got a subpoena.
 11 THE WITNESS: They ought to pass a
 12 law against that. Give you an honest day's pay.
 13 Q. It probably would be better --
 14 MR. AYLWARD: Could we have more
 15 questions and less colloquy.
 16 THE WITNESS: Let's get down to
 17 brass tacks so I can get out of here.
 18 Q. Turn to page 7 of your affidavit please -- I'm
 19 sorry, Paragraph 7, page 12927. In Paragraph 7 was
 20 that referring to the time when you were working on
 21 site for New England Container Company before you
 22 became a driver?
 23 A. Yeah. As far as I can remember.
 24 Q. Do you know whether anybody continued to empty the

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1 sludge pit contents afterwards?
 2 A. Yeah, I guess they did. Somebody had to do it.
 3 Q. Do you know where the contents were disposed of
 4 afterwards?
 5 A. Dump. Down the dump.
 6 Q. Was the town aware of the dump when you were --
 7 A. I don't know what the town was aware of.
 8 Q. Did the firemen come to the dump from time to time?
 9 A. No. They came to the fires around the plant.
 10 As far as I know, there never was a fire down in
 11 that dump.
 12 Q. Was there ever a union at New England Container
 13 Company?
 14 A. No. We tried to start one, never got off the
 15 ground.
 16 Q. You were unsuccessful?
 17 A. Yes.
 18 Q. Do you know whether there was a union at
 19 Metro-Atlantic Chemical?
 20 A. Not that I know of. After I left I don't know
 21 what happened. I don't think so.
 22 Q. When you were working for the New England Container
 23 Company, did you -- do you know whether the company
 24 had Workers' Compensation insurance?

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1 A. Yeah.
 2 Q. Did it?
 3 A. Yeah.
 4 Q. Do you know who the Workers' Compensation insurer
 5 was?
 6 A. No.
 7 Q. Who dealt with the Workers' Compensation insurer?
 8 A. I have no idea.
 9 Q. Did you ever file a claim for Workers' Compensation?
 10 A. No. If I got hurt down there, they took me
 11 right to a doctor. Once I had to go to a doctor, I
 12 got a steel shiver through my finger. I didn't lose
 13 any time out of work or nothing.
 14 Q. Do you know anybody else who was working at the
 15 company filed a Workers' Compensation claim?
 16 A. No, I couldn't tell you.
 17 Q. Was there -- were there people who worked in an
 18 office building at the container company?
 19 A. Yeah.
 20 Q. Who were they?
 21 A. Some woman, I don't know her name. And
 22 Mr. Buonanno ended up down there, the owner. Most
 23 of the time he ran it up at Metro's office because
 24 he was the boss at Metro, he had something to do

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1 with Metro, I don't know what it was.
 2 Q. You mentioned a building at Metro-Atlantic that you
 3 called the Texas Tower?
 4 A. Yeah.
 5 Q. Do you know what was made in that building?
 6 A. Somebody told me it was something for
 7 toothpaste and a metal stripper or something, I
 8 don't know.
 9 Q. Did you ever know about hexachlorophene being made
 10 at Metro-Atlantic?
 11 A. That's the stuff for the toothpaste, ain't it?
 12 Q. That's what you mean by the stuff for the
 13 toothpaste?
 14 A. I don't know the name of it. Chemicals, I had
 15 nothing to do with chemicals.
 16 Q. Do you know how long they were making products at
 17 the Texas Tower?
 18 A. No.
 19 MR. BINDER: No further questions.
 20 THE WITNESS: Good.
 21 MS. MAIN: No questions.
 22 MR. GLOWACKI: No questions.
 23 MR. NETBURN: Thank you, sir.
 24 (DEPOSITION CLOSED AT 12:55 P.M.)

C-E-R-T-I-F-I-C-A-T-E

I, LINDA L. GUGLIELMO, a Notary Public in and for the State of Rhode Island, duly commissioned and qualified to administer oaths, do hereby certify that the foregoing deposition of RAYMOND NATHEAU, a Witness in the above-entitled cause, was taken before me on behalf of the Defendant, Liberty Mutual, at the offices of Holland & Knight, Rhode Island, on December 17, 2002, at 12:00 that previous to examination of said witness, who was of lawful age, he was first sworn by me and duly cautioned and sworn to testify the truth, the whole truth, and nothing but the truth, and that he thereupon testified as in the foregoing manner as set out in the aforesaid transcript.

I further certify that the foregoing deposition was taken down by me in machine shorthand and was later transcribed by computer and that the foregoing deposition is a true and accurate record of the testimony of said witness.

Pursuant to Rule 5 (d) and 30 (f) of the Federal Rules of Civil Procedure, original transcripts shall not be filed in court; therefore, the original is delivered and retained by Defendant's attorney.

I have enclosed with a copy of the deposition a correction and signature page, which must be signed before a Notary Public.

IN WITNESS WHEREOF, I have hereunto set my hand this

13th

day of DECEMBER 2002.

Linda L. Guglielmo

LINDA L. GUGLIELMO, NOTARY PUBLIC/RPR-RMR

(MY COMMISSION EXPIRES AUGUST 13, 2005)

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